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28 JUN 2002

PORTER WRIGHT MORRIS & ARTHUR<sub>LLP</sub>

Attorneys & Counselors at Law

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June 11, 2002

The Honorable Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Application No.: 09/936,001  
Inventors: James Allen, et al.  
Filed: September 6, 2001  
For: APPARATUS FOR DETERMINING WHEN A PATIENT IS  
SUSCEPTIBLE TO DEFIBRILLATION

Dear Sir:

We have enclosed a Response and Authorization Re Deposit Account (in duplicate). We are also enclosing a Certificate of Mailing.

Respectfully submitted,

Dated: June 11, 2002

By:

Richard M. Mescher

Reg. No. 38,242

PORTER, WRIGHT, MORRIS & ARTHUR LLP

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Phone: (614) 227-2026

07/08/2002 SHAJARRO 00000064 09936001

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JUL 19 2002  
TC 3700 MAIL ROOM



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 09/936,001  
Inventors: James Allen, et al.  
Filed: February 8, 2000  
For: APPARATUS FOR DETERMINING WHEN A PATIENT IS  
SUSCEPTIBLE TO DEFIBRILLATION

The Honorable Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Sir:

**RESPONSE TO NOTICE OF ACCEPTANCE OF APPLICATION**  
**UNDER 35 U.S.C. 371 AND 37 CFR 1.494 OR 1.495**

A Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 was mailed March 18, 2002, indicating that an additional claim fee of \$5.00 was required. A copy is enclosed. Applicant encloses check No. 97041 in the amount of \$5.00 for the additional claim fee. Enclosed herewith is an Authorization Re Deposit Account (in duplicate) for any deficiencies.

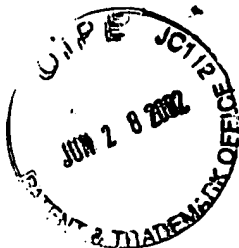
Respectfully submitted,

Dated: June 11, 2002

By:

Richard M. Mescher  
Reg. No. 38,242  
PORTER, WRIGHT, MORRIS & ARTHUR LLP  
41 South High Street  
Columbus, Ohio 43215-6194  
Phone: (614) 227-2026

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ITC 3700 MAIL ROOM



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Inventors: James Allen, et al.

For: APPARATUS FOR DETERMINING WHEN A PATIENT IS  
SUSCEPTIBLE TO DEFIBRILLATION

Application No.: 09/936,001

Filed: September 6, 2001

To: Commissioner for Trademarks  
Washington, D.C. 20231

AUTHORIZATION RE DEPOSIT ACCOUNT

Madam:

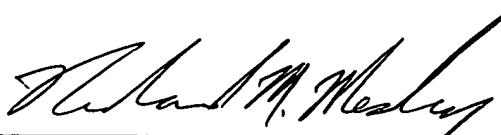
Please charge any deficiency in the fees for the above-referenced application to our  
Deposit Account No. 16-2326.

A duplicate copy of this paper is provided.

Respectfully submitted,

Dated: June 11, 2002

By:

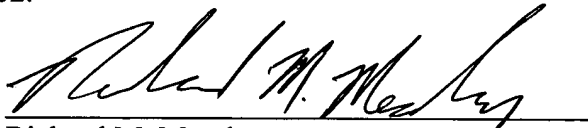
  
Richard M. Mescher  
Porter, Wright, Morris & Arthur, LLP  
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Columbus, OH 43215  
(614) 227-2026

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TC 3700 MAIL ROOM



**CERTIFICATE OF FILING BY MAIL**

I certify that this Response and Authorization Re Deposit Account (in duplicate) are being deposited with the United States Postal Service in an envelope addressed to The Honorable Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231, as first class mail, postage prepaid, on this 11<sup>th</sup> day of June, 2002.

  
Richard M. Mescher  
PORTER, WRIGHT, MORRIS & ARTHUR LLP  
41 South High Street  
Columbus, Ohio 43215-6194

Re: Application No. 09/936,001

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TC 3700 MAIL ROOM



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 901  
United States Patent and Trademark Office  
Washington, D.C. 20503  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/936,001	James Allen	PCT/IB00/00205

Porter Wright Morris & Arthur  
Intellectual Property Department  
28th Floor  
41 South High Street  
Columbus, OH 43215-6194



INTERNATIONAL APPLICATION NO.	
PCT/IB00/00205	
I.A. FILING DATE	PRIORITY DATE
02/08/2000	02/08/1999

CONFIRMATION NO. 7859  
371 ACCEPTANCE LETTER



\*OC000000007635078\*

Date Mailed: 03/18/2002

### NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494 OR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

02/20/2002  
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and  
(c)(4) REQUIREMENTS

02/20/2002  
DATE OF RECEIPT OF ALL 35 U.S.C.  
REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments

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The following defects have been observed:

- Additional claim fees of \$5 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) for this application is \$5 for a small entity.

- Total additional claim fee(s) for this application is **\$5**
  - **\$5** for multiple dependant claims surcharge.

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

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DARRELL C COTTMAN  
Telephone: (703) 305-3693

**PART 1 - ATTORNEY/APPLICANT COPY**

FORM PCT/DO/EO/903 (371 Acceptance Notice)